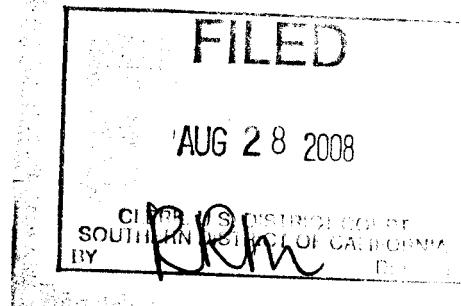


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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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UNITED STATES OF AMERICA,) Criminal Case No. D8cr2869-JM
Plaintiff,)
v.)
Title 8, U.S.C., Sec. 1325 -
Illegal Entry (Misdemeanor);
Title 8, U.S.C., Sec. 1325 -
Illegal Entry (Felony);
Title 8, U.S.C., Sec. 1325 -
Illegal Entry (Felony)
JORGE LUIS GARCIA-DURAN,
aka Jose Garcia-Benitez,
Defendant.)

The United States Attorney charges:

On or about April 2000, within the Southern District of California, defendant JORGE LUIS GARCIA-DURAN, aka Jose Garcia-Benitez, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact; in violation of Title 8, United States Code, Section 1325, a misdemeanor.

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Count 2

2 On or about March 2007, within the Southern
3 District of California, defendant JORGE LUIS GARCIA-DURAN, aka Jose
4 Garcia-Benitez, being an alien, unlawfully entered or attempted to
5 enter the United States at a time and place other than as designated
6 by immigration officers, and eluded examination and inspection by
7 immigration officers, and attempted to enter or obtained entry to the
8 United States by a willfully false or misleading representation or the
9 willful concealment of a material fact and previously committed the
10 offense of illegal entry, as alleged in Count 1; all in violation of
11 Title 8, United States Code, Section 1325, a felony.

Count 3

13 On or about July 25, 2008, within the Southern District of
14 California, defendant JORGE LUIS GARCIA-DURAN, aka Jose Garcia-
15 Benitez, being an alien, unlawfully entered or attempted to enter the
16 United States at a time and place other than as designated by
17 immigration officers, and eluded examination and inspection by
18 immigration officers, and attempted to enter or obtained entry to the
19 United States by a willfully false or misleading representation or the
20 willful concealment of a material fact and previously committed the
21 offense of illegal entry, as alleged in Count 1; all in violation of
22 Title 8, United States Code, Section 1325, a felony.

DATED: 8/28/08

KAREN P. HEWITT
United States Attorney

Jane Parker for
FRED SHEPPARD
Assistant U.S. Attorney